



file
EPW

**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. 1450
Alexandria, VA 22313-1450

| | |
|------------------------|-----------------|
| Application No. | 09/896,321 |
| Filing Date | June 29, 2001 |
| First Named Inventor | Preston J. Hunt |
| Art Unit | 2134 |
| Examiner Name | Polorak, Piotr |
| Attorney Docket Number | 42390P11147 |

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR § 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

ii. ☐ Other _____

b. ☒ Enclosed

i. ☒ Amendment/Reply

iii. ☐ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/Declaration(s)

iv. ☐ Other _____

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other _____

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments, to Deposit Account No. 02-2666. I have enclosed a duplicate copy of this sheet.

i. ☒ RCE fee required under 37 CFR 1.17(e)

ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)

06/06/2007 HGUTEMAI 00000025 09896321

iii. ☐ Other: (\$00)

01 FC:1801

790.00 OP

b. ☒ Check in the amount of \$790.00 enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type) Aslam A. Jaffery

Registration No. (Attorney/Agent) 51,841

Signature

Date May 31, 2007

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

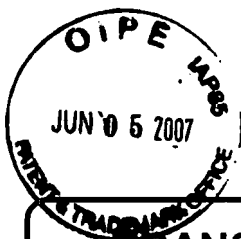
May 31, 2007

Name (Print/Type) Krista Mathieson

Signature

Date

May 31, 2007



TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

| | |
|--|-----------------|
| Application No. | 09/896,321 |
| Filing Date | June 29, 2001 |
| First Named Inventor | Preston J. Hunt |
| Art Unit | 2134 |
| Examiner Name | Polorak, Piotr |
| Attorney Docket Number | 42390P11147 |
| Total Number of Pages in This Submission | 12 |

ENCLOSURES (check all that apply)

| | | |
|--|---|---|
| <input checked="" type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> After Allowance Communication to TC |
| <input checked="" type="checkbox"/> Fee Attached | <input type="checkbox"/> Licensing-related Papers | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
| <input checked="" type="checkbox"/> Amendment / Reply | <input type="checkbox"/> Petition | <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final | <input type="checkbox"/> Petition to Convert a Provisional Application | <input type="checkbox"/> Proprietary Information |
| <input type="checkbox"/> Affidavits/declaration(s) | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address | <input type="checkbox"/> Status Letter |
| <input type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Terminal Disclaimer | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): |
| <input type="checkbox"/> Express Abandonment Request | <input type="checkbox"/> Request for Refund | <div>- Return postcard; - First Class certificate of mailing; and - RCE Transmittal</div> |
| <input type="checkbox"/> Information Disclosure Statement | <input type="checkbox"/> CD, Number of CD(s) | |
| <input type="checkbox"/> PTO/SB/08 | <input type="checkbox"/> Landscape Table on CD | |
| <input type="checkbox"/> Certified Copy of Priority Document(s) | | |
| <input type="checkbox"/> Response to Missing Parts/Incomplete Application | | |
| <input type="checkbox"/> Basic Filing Fee | | |
| <input type="checkbox"/> Declaration/POA | | |
| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | | |
| Remarks | | |

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | |
|-------------------------|--|
| Firm or Individual name | Aslam A. Jaffery, Reg. No. 51,841 |
| | BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP |
| Signature | |
| Date | May 31, 2007 |

CERTIFICATE OF MAILING/TRANSMISSION

| | | | |
|--|------------------|------|--------------|
| I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. | | | |
| Typed or printed name | Krista Mathieson | | |
| Signature | | Date | May 31, 2007 |



FEE TRANSMITTAL for FY 2006

Patent fees are subject to annual revision.

Complete if Known

| | |
|----------------------|-----------------|
| Application Number | 09/896,321 |
| Filing Date | June 29, 2001 |
| First Named Inventor | Preston J. Hunt |
| Examiner Name | Polorak, Piotr |
| Art Unit | 2134 |
| Attorney Docket No. | 42390P11147 |

☐ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$)
790.00

METHOD OF PAYMENT (check all that apply)

- ☒ Check ☐ Credit card ☐ Money Order ☐ None ☐ Other (please identify): _____
- ☒ Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP
- For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)
- ☐ Charge fee(s) indicated below ☒ Credit any overpayments
- ☐ Charge fee(s) indicated below, except for the filing fee ☒ Any concurrent or future reply that requires a petition for extension of time should be treated as incorporating an appropriate petition for extension of time and all required fees should be charged.
- ☒ Charge any additional fee(s) or underpayment of fee(s) during the pendency of this application.

FEE CALCULATION

1. EXTRA CLAIM FEES

| Total Claims | Extra Claims | Fee from below | Fee Paid |
|--------------------|--------------|----------------|----------|
| 10 | 28* | 0 | \$0.00 |
| Independent Claims | 3 | 4* | 0 |
| Multiple Dependent | | | |

| Large Entity | Small Entity | Fee Code | Fee (\$) | Fee Description |
|--------------|--------------|----------|----------|---|
| 1202 | 2202 | 50 | 25 | Claims in excess of 20 |
| 1201 | 2201 | 200 | 100 | Independent claims in excess of 3 |
| 1203 | 2203 | 360 | 180 | Multiple Dependent claim, if not paid |
| 1204 | 2204 | 790 | 395 | **Reissue independent claims over original patent |
| 1205 | 2205 | 300 | 150 | **Reissue claims in excess of 20 and over original patent |

SUBTOTAL (1) (\$)
0.00

**or number previously paid, if greater, For Reissues, see below

2. ADDITIONAL FEES

| Large Entity | Small Entity | Fee Code | Fee (\$) | Fee Description | Fee Paid |
|---------------------|----------------|----------|----------|--|----------|
| 1051 | 2051 | 130 | 65 | Surcharge - late filing fee or oath | |
| 1052 | 2052 | 50 | 25 | Surcharge - late provisional filing fee or cover sheet. | |
| 2053 | 2053 | 130 | 130 | Non-English specification | |
| 1251 | 2251 | 120 | 60 | Extension for reply within first month | |
| 1252 | 2252 | 450 | 225 | Extension for reply within second month | |
| 1253 | 2253 | 1,020 | 510 | Extension for reply within third month | |
| 1254 | 2254 | 1,590 | 795 | Extension for reply within fourth month | |
| 1255 | 2255 | 2,160 | 1,080 | Extension for reply within fifth month | |
| 1401 | 2401 | 500 | 250 | Notice of Appeal | |
| 1402 | 2402 | 500 | 250 | Filing a brief in support of an appeal | |
| 1403 | 2403 | 1,000 | 500 | Request for oral hearing | |
| 1451 | 2451 | 1,510 | 1,510 | Petition to institute a public use proceeding | |
| 1460 | 2460 | 130 | 130 | Petitions to the Commissioner | |
| 1807 | 1807 | 50 | 50 | Processing fee under 37 CFR 1.17(q) | |
| 1806 | 1806 | 180 | 180 | Submission of Information Disclosure Stmt | |
| 1809 | 1809 | 790 | 395 | Filing a submission after final rejection (37 CFR § 1.129(a)) | |
| 1810 | 2810 | 790 | 395 | For each additional invention to be examined (37 CFR § 1.129(b)) | |
| Other fee (specify) | RCE Filing Fee | | | | 790.00 |
| SUBTOTAL (2) | | | | | 790.00 |

SUBMITTED BY

Complete (if applicable)

| | | | | | |
|-------------------|------------------|-----------------------------------|----------|-----------|----------------|
| Name (Print/Type) | Aslam A. Jaffery | Registration No. (Attorney/Agent) | 51,841 | Telephone | (303) 740-1980 |
| Signature | | Date | 05/31/07 | | |